

APR 09 1999
GROUP 1800

In re Application of:

Assignee: Hyseq, Inc.

Inventor: Drmanac, Radoje et al.

Application No: 08/968,800

Filed: November 22, 1997

For: A NOVEL EGF MOTIF
PROTEIN OBTAINED
FROM A cDNA
LIBRARY OF FETAL
LIVER-SPLEEN



Group Art Unit: 1646

Examiner: Hamud, F.

Certificate of Mailing Under 37 C.F.R. § 1.8

Pursuant to 37 C.F.R. § 1.8, I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: April 1, 1999

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Carol M. Gruppi

#9
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4/14/99

RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 U.S.C. § 121

Box Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This paper is being filed in response to the Office Action dated February 1, 1999 in the above-identified application. This Response is accompanied by a Petition for an one month extension of time to extend the period to respond to the Office Action to April 1, 1999, and the appropriate fee under 37 C.F.R. § 1.16 and § 1.17. Accordingly this response is timely filed.

In the Office Action, the Examiner identified three claim groups and required the election of one claim group for prosecution in the present application. The two claim groups are as follows:

- I. Claims 1-3, "drawn to a nucleic acid sequence of SEQ. ID. Nos: 1-2,"
- II. Claims 4-6, "drawn to a polypeptide sequence of SEQ. ID. Nos: 3-4," and
- III. Claims 7-9, "drawn to an antibody against a polypeptide sequence of SEQ. ID. Nos: 3-4."

III. Claims 7-9, "drawn to an antibody against a polypeptide sequence of SEQ.
ID. Nos: 3-4."

Applicants hereby elect Group I, Claims 1-3, for prosecution in this application. If Examiner has any questions concerning this Response, the Examiner is respectfully requested to contact the undersigned agent at the telephone number given below.

The Commissioner is hereby authorized to charge any additional fees which may be required for this Response, or credit any overpayment to deposit Account No. 13-0257, Order No. 20411-720.

Dated: April 1, 1999

Respectfully submitted,

McCutchen, Doyle, Brown & Enersen, LLP

By: _____

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